

#3



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors : A. P. Powell et al.  
Case : 41698.1024  
Serial No. : 09/918,867  
Filing Date: July 31, 2001  
Title : Technique for Returning Calls in Response  
to Received Messages

**RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF NONPROVISIONAL APPLICATION**

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on September 14, 2001.

Alex L. Yip  
Attorney Name

34,759  
Registration No.

  
Signature

September 14, 2001  
Date of Signature

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231  
**Box Missing Parts**

Sir:

Responsive to the Notice to File Missing Parts of Nonprovisional Application dated September 4, 2001, enclosed herewith are:

- (1) A Declaration referring to the above-identified patent application in compliance with 37 C.F.R. 1.63;
- (2) Seven (7) sheets of formal drawings including Figs. 1-5, 6A, and 6B;
- (3) An original copy of the Notice to File Missing Parts;
- (4) A check in the amount of \$ 130.00 to cover the

Serial No. 09/918,867

surcharge for the late filing of the Declaration, as required in the Notice to File Missing Parts. In the event of non-payment of a required fee, the Commissioner is authorized to charge **Deposit Account No. 50-0988** as required to correct the error; and

(5) A Fee Transmittal.

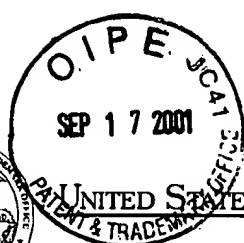
Respectfully,



Alex L. Yip  
Reg. No. 34,759  
Attorney for Applicants

Date: September 14, 2001  
Enclosures

#3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/918,867         | 07/31/2001          | A. Peter Powell       | 41698-1024             |

CONFIRMATION NO. 2424

## FORMALITIES LETTER



\*OC000000006512512\*

Alex L. Yip  
Kaye Scholer LLP  
425 Park Avenue  
New York, NY 10022

Date Mailed: 09/04/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

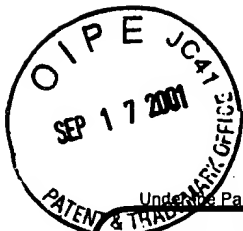
Customer Service Center

09/19/2001 MBERHE 00000104 09918867 130.00 OP  
01 FC:105

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

FD-302 (Rev. 11-27-2010)



Section #3

PTO/SB/17 (11-00)  
Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 130.00

## Complete if Known

|                      |            |
|----------------------|------------|
| Application Number   | 09/918,867 |
| Filing Date          | 7/31/01    |
| First Named Inventor | A. Powell  |
| Examiner Name        | TBA        |
| Group Art Unit       | TBA        |
| Attorney Docket No.  | 41698-1024 |

## METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number   
Deposit Account Name

- ☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17  
☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity |          | Small Entity |          | Fee Description        | Fee Paid             |
|--------------|----------|--------------|----------|------------------------|----------------------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |                        |                      |
| 101          | 710      | 201          | 355      | Utility filing fee     | <input type="text"/> |
| 106          | 320      | 206          | 160      | Design filing fee      | <input type="text"/> |
| 107          | 490      | 207          | 245      | Plant filing fee       | <input type="text"/> |
| 108          | 710      | 208          | 355      | Reissue filing fee     | <input type="text"/> |
| 114          | 150      | 214          | 75       | Provisional filing fee | <input type="text"/> |

SUBTOTAL (1) (\$ )

### 2. EXTRA CLAIM FEES

|   | Extra Claims                 | Fee from below         | Fee Paid               |
|---|------------------------------|------------------------|------------------------|
| Total Claims <input type="text"/>       | -20** = <input type="text"/> | X <input type="text"/> | = <input type="text"/> |
| Independent Claims <input type="text"/> | - 3** = <input type="text"/> | X <input type="text"/> | = <input type="text"/> |
| Multiple Dependent <input type="text"/> |                              |                        | = <input type="text"/> |

| Large Entity |          | Small Entity |          | Fee Description  |
|--------------|----------|--------------|----------|--|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |  |
| 103          | 18       | 203          | 9        | Claims in excess of 20                                     |
| 102          | 80       | 202          | 40       | Independent claims in excess of 3                          |
| 104          | 270      | 204          | 135      | Multiple dependent claim, if not paid                      |
| 109          | 80       | 209          | 40       | ** Reissue independent claims over original patent         |
| 110          | 18       | 210          | 9        | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$ )

\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Entity |          | Small Entity |          | Fee Description  | Fee Paid             |
|--------------|----------|--------------|----------|--|----------------------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |  |                      |
| 105          | 130      | 205          | 65       | Surcharge - late filing fee or oath  | 130.00               |
| 127          | 50       | 227          | 25       | Surcharge - late provisional filing fee or cover sheet                     | <input type="text"/> |
| 139          | 130      | 139          | 130      | Non-English specification  | <input type="text"/> |
| 147          | 2,520    | 147          | 2,520    | For filing a request for <i>ex parte</i> reexamination                     | <input type="text"/> |
| 112          | 920*     | 112          | 920*     | Requesting publication of SIR prior to Examiner action                     | <input type="text"/> |
| 113          | 1,840*   | 113          | 1,840*   | Requesting publication of SIR after Examiner action                        | <input type="text"/> |
| 115          | 110      | 215          | 55       | Extension for reply within first month                                     | <input type="text"/> |
| 116          | 390      | 216          | 195      | Extension for reply within second month                                    | <input type="text"/> |
| 117          | 890      | 217          | 445      | Extension for reply within third month                                     | <input type="text"/> |
| 118          | 1,390    | 218          | 695      | Extension for reply within fourth month                                    | <input type="text"/> |
| 128          | 1,890    | 228          | 945      | Extension for reply within fifth month                                     | <input type="text"/> |
| 119          | 310      | 219          | 155      | Notice of Appeal   | <input type="text"/> |
| 120          | 310      | 220          | 155      | Filing a brief in support of an appeal                                     | <input type="text"/> |
| 121          | 270      | 221          | 135      | Request for oral hearing   | <input type="text"/> |
| 138          | 1,510    | 138          | 1,510    | Petition to institute a public use proceeding                              | <input type="text"/> |
| 140          | 110      | 240          | 55       | Petition to revive - unavoidable   | <input type="text"/> |
| 141          | 1,240    | 241          | 620      | Petition to revive - unintentional   | <input type="text"/> |
| 142          | 1,240    | 242          | 620      | Utility issue fee (or reissue)   | <input type="text"/> |
| 143          | 440      | 243          | 220      | Design issue fee   | <input type="text"/> |
| 144          | 600      | 244          | 300      | Plant issue fee  | <input type="text"/> |
| 122          | 130      | 122          | 130      | Petitions to the Commissioner  | <input type="text"/> |
| 123          | 50       | 123          | 50       | Processing fee under 37 CFR 1.17(q)  | <input type="text"/> |
| 126          | 180      | 126          | 180      | Submission of Information Disclosure Stmt                                  | <input type="text"/> |
| 581          | 40       | 581          | 40       | Recording each patent assignment per property (times number of properties) | <input type="text"/> |
| 146          | 710      | 246          | 355      | Filing a submission after final rejection (37 CFR § 1.129(a))              | <input type="text"/> |
| 149          | 710      | 249          | 355      | For each additional invention to be examined (37 CFR § 1.129(b))           | <input type="text"/> |
| 179          | 710      | 279          | 355      | Request for Continued Examination (RCE)                                    | <input type="text"/> |
| 169          | 900      | 169          | 900      | Request for expedited examination of a design application                  | <input type="text"/> |

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 130.00

## SUBMITTED BY

|                   |             |                                   |                    |           |                |
|-------------------|-------------|-----------------------------------|--------------------|-----------|----------------|
| Name (Print/Type) | Alex L. Yip | Registration No. (Attorney/Agent) | 34,759             | Telephone | (212) 836-7363 |
| Signature         |             | Date                              | September 14, 2001 |           |                |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.